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Attorney for Defendant
DARRYL LYNN KAUFFMAN

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

DARRYL LYNN KAUFFMAN,

Defendant.

No. 2:22-cr-0225 DJC

STIPULATION REGARDING
EXCLUDABLE TIME PERIODS UNDER
SPEEDY TRIAL ACT; FINDINGS AND
ORDER

STIPULATION

Plaintiff United States of America, by and through its counsel of record Assistant United States Attorney HEIKO COPPOLA, and the Defendant, DARRYL LYNN KAUFFMAN, by and through his counsel of record TASHA PARIS CHALFANT, hereby stipulate and request that the Court make the following findings and Order as follows:

1. By previous order, this matter was set for a status conference before Judge Daniel J. Calabretta on May 23, 2024, with time excluded to that date.

2. By this stipulation, the defendant now moves to continue the status conference until September 5, 2024, at 9:00 a.m., and to exclude time between May 23, 2024, and September 5,

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AND FOR EXCLUSION OF TIME

2024, under Local Code T4. Plaintiff does not oppose this request.

3. The parties agree and stipulate, and request that the Court find the following:

a. The government has represented that the discovery associated with this case includes approximately 47,000 plus pages of investigative reports in electronic form, and some audio and video files. Counsel also received an external hard drive with a mirror image of the defendant's business records. All of this discovery has been either produced directly to counsel, and/or made available for inspection and copying.

b. Counsel for the defendant desires additional time to review the voluminous discovery, in particular the hard drive of business records, develop the case, conduct investigation, consult with her client and relevant experts, discuss potential resolution, and to explain the consequences and guidelines.

c. Counsel for the defendant believes that failure to grant the above-requested continuance would deny her the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

d. The government does not object to the continuance.

e. Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

f. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of May 23, 2024, to September 5, 2024, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendant's request on the basis of

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1 the Court's finding that the ends of justice served by taking such action outweigh the best interest
2 of the public and the defendant in a speedy trial.

3 4. Nothing in this stipulation and order shall preclude a finding that other
4 provisions of the Speedy Trial Act dictate that additional time periods are excludable from the
5 period within which a trial must commence.
6

7 All counsel has reviewed this proposed order and authorized Tasha Chalfant to sign it on
8 their behalf.

9 IT IS SO STIPULATED.

10 Dated: May 16, 2024

11 by: /s/Tasha Chalfant for
HEIKO COPPOLA
Assistant U.S. Attorney
Attorney for Plaintiff

13 Dated: May 16, 2024

14 by: /s/Tasha Chalfant
TASHA CHALFANT
Attorney for Defendant
DARRYL LYNN KAUFFMAN

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ORDER

The Court, having received, read, and considered the stipulation of the parties, and good cause appearing therefrom, adopts the stipulation of the parties in its entirety as its order. Based on the stipulation of the parties and the recitation of facts contained therein, the Court finds that the failure to grant a continuance in this case would deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court finds that the ends of justice to be served by granting the requested continuance outweigh the best interests of the public and the defendant in a speedy trial.

The Court orders that the time from the date of the parties' stipulation, May 23, 2024, to and including September 5, 2024, status conference hearing date shall be excluded from computation of time within which the trial of this case must be commenced under the Speedy Trial Act, pursuant to 18 U.S.C §3161(h)(7)(A) and (B) (iv), and Local Code T4 (reasonable time for defense counsel to prepare). It is further ordered that the presently set May 23, 2024, status conference shall be continued to September 5, 2024, at 9:00 a.m.

IT IS SO FOUND AND ORDERED this 17th day of May, 2024.

/s/ Daniel J. Calabretta

THE HONORABLE DANIEL J. CALABRETTA
UNITED STATES DISTRICT JUDGE

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